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**THE AMERICAN BOTTLING COMPANY;
DR PEPPER/SEVEN UP, INC.; KEURIG DR
PEPPER INC.; and TAYLOR MARCUS**

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

FRANCISCO BELLO, an individual and
on behalf of all others similarly situated,

Plaintiff,

v.

THE AMERICAN BOTTLING
COMPANY, a Delaware corporation;
KEURIG DR PEPPER INC., a Delaware
corporation; TAYLOR MARCUS, an
individual; and DOES 1 through 100,
inclusive

Defendants.

Case No. 2:22-cv-01333-KJM-KJN

Assigned to Hon. Kimberly J. Mueller,
Courtroom 3

**JOINT STIPULATION TO
CONTINUE ALL DEADLINES
RELATED TO DEFENDANTS'
MOTION TO COMPEL
ARBITRATION; ORDER**

[F.R.C.P. 6(b); Local Rule 144(a)]

Complaint Filed: June 23, 2022

Removal Filed: July 27, 2022

Pursuant to Federal Rule of Civil Procedure 6(b) and Local Rule 144(a), Plaintiff Francisco Bello and Defendants The American Bottling Company; Keurig Dr Pepper Inc.; and Taylor Marcus (collectively with Plaintiff, the “Parties”), by and through their respective counsel, hereby stipulate as follows:

1. The Parties have agreed that it is in their mutual best interests to attempt an early resolution of the Action. Specifically, in an effort to avoid the time, cost, expense, burden, and frustration of litigation, and in the hope of informally resolving the Action without unnecessarily involving the Court, the Parties have agreed to participate in a private mediation the parameters of which the Parties are in the process of finalizing.

2. On October 20, 2022, Defendants filed a Motion to Compel Arbitration; Dismiss under Rules 12(B)(1), 12(B)(3), and 12(B)(6), or Stay the Case Pending Arbitration (the “Motion”). Defendants noticed the Motion to be heard on February 17, 2023 at 10:00 a.m. in order to allow the Parties to focus their efforts toward resolving this Action through mediation, and not toward motion practice.

3. Pursuant to Local Rule 230(c), as amended in March of 2022, Plaintiff’s deadline to file an Opposition to Defendants’ Motion is currently set for November 3, 2022.

4. The Parties have agreed that extending Plaintiff’s deadline to file an Opposition to Defendants’ Motion to January 27, 2023, twenty-one (21) days before the Motion is set to be heard, would promote judicial economy and efficiency.

Therefore, for the good cause set forth above, the Parties respectfully request that the Court enter an Order extending Plaintiff’s deadline to file an Opposition to Motion to January 27, 2023.

[signatures on the following page]

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1 DATED: October 24, 2022

Respectfully submitted,
SEYFARTH SHAW LLP

4 By: /s/ Daniel C. Whang (as authorized
on October 24, 2022)

5 DANIEL C. WHANG
LAURA E. HEYNE

6 Attorneys for Defendants THE
AMERICAN BOTTLING COMPANY;
7 KEURIG DR PEPPER INC.; and
TAYLOR MARCUS

8 DATED: October 24, 2022

Respectfully submitted,
BIBIYAN LAW GROUP, P.C.

11 By: /s/ Jeffrey C. Bils

12 DAVID D. BIBIYAN
JEFFREY C. BILS
13 JOSHUA SHIRIAN

14 Attorneys for Plaintiff, FRANCISCO
BELLO, on behalf of himself and all others
15 similarly situated

16 * Pursuant to Local Rule 131(e), all signatories listed, and on whose behalf this
17 Report is submitted, concur in the filing's content and have authorized the filing.
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ORDER

The Court has reviewed the Parties' Joint Stipulation to Continue All Deadlines Related To Defendants' Motion To Compel Arbitration ("Motion"), and good cause appearing therefor, hereby GRANTS the Parties' request. Plaintiff's deadline to file an Opposition to Defendants' Motion is extended to January 27, 2023, which is twenty-one (21) days before the Motion is set to be heard.

IT IS SO ORDERED.

DATED: October 25, 2022.


CHIEF UNITED STATES DISTRICT JUDGE